

EX PARTE OR LATE FILED

Davis Wright Tremaine LLP

LAW OFFICES

Suite 700 • 1155 Connecticut Avenue, N.W. • Washington, D.C. 20036
(202) 508-6600 • Fax: (202) 508-6699
Website: <http://www.dwt.com>

Richard L. Cys
(202) 508-6617

January 30, 1997

**NOTICE OF
EX PARTE PRESENTATION**

William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

Re: Implementation of the Local Competition Provisions in
the Telecommunications Act of 1996, CC Docket 96-98;
Telephone Number Portability, CC Docket 95-116

Dear Mr. Caton:

In accordance with the Commission's ex parte rules, attached are an original and one copy of a memorandum supplementing information previously supplied in ex parte presentations by NEXTLINK Communications, L.L.C., in the above-captioned proceeding.

Please date stamp and return to the messenger the copy of this cover letter.

Very truly yours,

Richard L. Cys

Richard L. Cys

Counsel for NEXTLINK
Communications, L.L.C.

RLC/ck
Enclosures

No. of Copies rec'd
List ABCDE

021

Notice of Ex Parte Presentation
January 30, 1997
Page 2

cc: A. Richard Metzger
Common Carrier Bureau

Jason Karp
Linda Kinney
Carol Matthey
Susan McMaster
Jeannie Su
Common Carrier Bureau

Julius Genachowski
Jackie Chorney
Office of Chairman Hundt

Federal Communications
Commission
1919 M Street, N.W.
Washington, D.C. 20554

Daniel Gonzalez
Office of Commissioner Chong

James L. Casserly
Office of Commissioner Ness

Rudy Baca
Office of Commissioner Quello

Davis Wright Tremaine LLP

LAW OFFICES

Suite 700 • 1155 Connecticut Avenue, N.W. • Washington, D.C. 20036
(202) 508-6600 • Fax: (202) 508-6699
Website: <http://www.dwt.com>

Richard L. Cys
(202) 508-6617

**MEMORANDUM SUPPLEMENTING EX PARTE PRESENTATION
OF NEXTLINK COMMUNICATIONS, L.L.C.**

A. Richard Metzger
Jason Karp
Linda Kinney
Carol Matthey
Susan McMaster
Jeannie Su
Common Carrier Bureau

Julius Genachowski
Jackie Chorney
Office of Chairman Hundt

Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Daniel Gonzalez
Office of Commissioner Chong

James L. Casserly
Office of Commissioner Ness

Rudy Baca
Office of Commissioner Quello

Re: Implementation of the Local Competition Provisions in
the Telecommunications Act of 1996, CC Docket 96-98;
Telephone Number Portability, CC Docket 95-116

Ladies and Gentlemen:

In accordance with the Commission's ex parte rules, NEXTLINK Communications, L.L.C. ("NEXTLINK") submits these comments to supplement information and arguments it has previously presented in this proceeding. In sum, NEXTLINK has argued that the initial deployment of number portability should not be strictly limited to the 100 largest MSAs. Rather, NEXTLINK believes that the initial deployment schedule should be adjusted to include MSAs outside of the 100 largest where there is sufficient evidence of the existence of competition which could be advanced by deployment of local number portability in any such MSA. As NEXTLINK was discussing this proposal with various FCC staff members, questions

January 30, 1997

Page 2

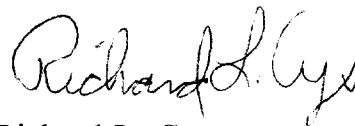
arose regarding the number of MSAs that might be affected by NEXTLINK's proposed approach.

Based upon the experience of NEXTLINK officials in the industry and information generally available in the competitive local exchange carrier ("CLEC") industry, NEXTLINK has compiled two lists, attached hereto, with information responsive to these concerns. The first list shows fourteen MSAs within the top 100 MSAs that do not currently have a CLEC switch and notes the incumbent local exchange carrier ("ILEC") that serves each of them. Because this list does not include MSAs where plans are underway by any CLEC to add a switch, it is a conservative portrayal of fourteen MSAs where any efforts to enhance competition through deployment of number portability according to the initial schedule will not be effective.

The second list shows the MSAs outside of the top 100 which have CLEC switches now and where deployment of number portability within the initial period may enhance competition. Of the eight MSAs included on this second list, three are served by Bell South, two by US West, and one each by Southwestern Bell, Bell Atlantic, and Ameritech. Thus even if CLECs in all eight MSAs sought to invoke NEXTLINK's proposed procedures to add these MSAs to the initial deployment schedule and could successfully meet the criteria proposed by NEXTLINK, the additional burden upon any ILEC would not be significant.

For these reasons, NEXTLINK believes that adopting its proposed procedures would enhance competition while not requiring significant additional expenditures by any ILEC.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Richard L. Cys". The signature is fluid and cursive, with the first name "Richard" being more prominent.

Richard L. Cys

Counsel for NEXTLINK
Communications, L.L.C.

cc: William F. Caton
Acting Secretary

MSAs IN THE TOP 100 THAT DO NOT CURRENTLY HAVE A CLEC SWITCH:

Mobile, AL - Bell South

New Haven, CT - SNET

Fort Wayne, IN - Ameritech

Gary, IN - Ameritech

Ann Arbor, MI - Ameritech

Bergen, NJ - Bell Atlantic

Jersey City, NY - Bell Atlantic

Akron, OH - Ameritech

Dayton, OH - Ameritech

Toledo, OH - Ameritech

Scranton, PA - Bell Atlantic

Charleston, SC - Bell South

Knoxville, TN - Bell South

Norfolk, VA - Bell Atlantic

MSAs OUTSIDE OF THE TOP 100 THAT HAVE A CLEC SWITCH:

Huntsville, AL - Bell South

Melbourne, FL - Bell South

Columbus, GA - Bell South

Cedar Rapids, IA - US West

Jackson, MO - Southwestern Bell

Harrisburg, PA - Bell Atlantic

Spokane, WA - US West

Madison, WI - Ameritech